



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING COMPLETION UNDER RULE 53(d)/60(d) 62(d)
(Do NOT use for PCT Applications)
For Design or Utility Applications

\$ 730. 101
240. 104
130. 105
110. 115
A/N

Page 1 of 2

Attn: Application Division

(Our Deposit Account No. 03-3975
(Our Order No. 326 / 217506
C# / M#

Atty. Dkt. 217506 / 93116PH
M# / Client Ref.

Date: September 5, 1995

In re PATENT APPLICATION of
Inventor(s): ENGEL ET AL.

Appln. No.: 08/468,145

series code ↑ / ↑ serial no.

Filed: June 6, 1995

Title: OLIGOPEPTIDE LYOPHILISATE, THEIR
PREPARATION AND USE

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir: }

In reply to the Notice to File Missing Parts (copy attached), the following completes the filing under Rule 53(d)/60(d)/62(d) of the above-identified patent application:

1. ☒ Signed Declaration attached. ☐ Original ☒ Facsimile/Copy
2. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.
3. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.
4. ☐ Specification originally filed in non-English language; hence verified translation attached of:
 - a. ☐ Abstract
 - b. ☐ _____ pgs. of Specification (only spec. & claims)
 - c. ☐ Drawing Figs _____
5. ☐ Letter filing formal drawing attached.
6. ☐ Attached is an Assignment and Cover Sheet.

Please return the recorded assignment to the undersigned.

7. <input checked="" type="checkbox"/> Priority is claimed under 35 U.S.C. 119/365 based on filing in (country) <u>GERMANY</u>			
<u>Application No.</u>	<u>Filing Date</u>	<u>Application No.</u>	<u>Filing Date</u>
(1) <u>P4305225.8</u>	<u>19 FEB 1993</u>	(4) _____	_____
(2) _____	_____	(5) _____	_____
(3) _____	_____	(6) _____	_____

8. ☒ (No.) Certified copy/copies ☐ attached; ☒ previously filed (date) April 20, 1994

9. in U.S. Application No., 08/198,037, filed April 20, 1994
series code ↑ ↑ serial no.

10. ☐ Attached: (No.) Statement(s) establishing "small entity" status under Rules 9 & 27.
11. ☐ Attached:

010 JB 09/13/95 08468145
101 730.00 CK
1 104 240.00 CK
1 105 130.00 CK
1 115 110.00 CK

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

	<u>Large/Small Entity</u>	<u>Fee Code</u>
13. Basic Filing Fee - - - - - Design Appln. \$300/\$150	\$ _____	(106/206)
14. Basic Filing Fee - - - - - <u>Not</u> Design Appln. \$730/\$365	\$ <u>730.00</u>	(101/201)
15. Total Effective Claims <u>14</u> minus 20 = <u>* 0</u> x \$22/\$11 (Base this : on claims <u>as amended</u> to effect CIP <u>if</u> this is a Rule 62(d) completion)	\$ _____	(103/203)
16. Independent Claims <u>1</u> minus 3 = <u>* 0</u> x \$76/\$38 *If answer is less than zero, enter "0"	\$ _____	(102/202)
17. If <u>any proper</u> (ignore improper) multiple dependent claim is present, <u>add</u> \$240/\$120 + (Leave line 16 <u>blank</u> if this is a <u>reissue</u> application)	\$ <u>240.00</u>	(104/204)
18. Surcharge for filing Declaration/filing fee late - - - - -	\$130/\$65 + <u>130.00</u>	(105/205)
19.	FILING FEE \$ <u>1,100.00</u>	
20. Original due date: <u>AUGUST 6, 1995</u>		
21. Petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (Lg/Sm Entity: <u>1 month \$110/\$55</u> (code 115/215); <u>2 months \$370/\$185</u> (code 116/216); <u>3 months \$870/\$435</u> (code 117/217); <u>4 months \$1,360/\$680</u> (code 118/218)):	+ <u>110.00</u>	
22.	TOTAL \$ <u>1,210.00</u>	
23. If "non-English" box 4 is X'd, <u>add</u> Rule 17(k) processing fee (\$130.00) - - - - -	+ _____	(139)
24. If "assignment" box 6 is X'd, <u>add</u> recording fee (\$40.00) - - - - -	+ _____	(581)
25. [] Attached is a Rule 47 Petition and Petition fee (<u>add</u> \$130.00 per Rule 17(h)) - - +	+ _____	(122)
26.	TOTAL FEE ATTACHED \$ <u>1,210.00</u>	

27. **CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

1100 New York Avenue, N.W.
Ninth Floor, East Tower
Washington, D.C. 20005-3918
Tel: (202) 861-3000

CUSHMAN DARBY & CUSHMAN, L.L.P.

By Atty: Thomas G. Wiseman Reg. No. 35,046

Sig: Thomas G. Wiseman

Fax: (202) 822-0944
Tel.: (202) 861- 3077

Atty/Sec: TGW/mjk

NOTE: File in duplicate with post card receipt (CDC-103) and attachments.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
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08/468,145 06/06/95 ENGEL

J 217506/93-11

0212/0629

CUSHMAN DARBY & CUSHMAN
1100 NEW YORK AVENUE NW
NINTH FLOOR EAST TOWER
WASHINGTON DC 20005-3918

DATE MAILED: 0000

**NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED**

06/29/95

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$130.00 for large entities or \$65.00 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a ☒ large entity, ☐ small entity (verified statement filed), is \$1400.00.

Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- ☒ The statutory basic filing fee is: ☒ missing ☐ insufficient. Applicant as a ☒ large entity ☐ small entity, must submit \$ 130.00 to complete the basic filing fee.
- ☒ Additional claim fees of \$ 240.00 as a ☒ large entity, ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- ☒ The oath or declaration:
☒ is missing.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.

- ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ The signature(s) to the oath or declaration is/are: ☐ missing; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.
- ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$ _____ under 37 CFR 1.17(k), unless this fee has already been paid.
- ☐ A \$ _____ processing fee is required since your check was returned without payment. (37 CFR 1.21(m)).
- ☐ Your filing receipt was mailed in error because your check was returned without payment.
- ☐ The application does not comply with the Sequence Rules. See attached Notice to Comply with Sequence Rules 37 CFR 1.821-1.825.
- ☐ Other.

Direct the response to Box Missing Part and refer any questions to the Customer Service Center at (703) 308-1202.

A copy of this notice MUST be returned with the response.

COPY TO BE RETURNED WITH RESPONSE